

BEUSSE BROWNLEE WOLTER MORA & MAIRE, P.A.

FACSIMILE TRANSMITTAL SHEET

TO:	Mail Stop AMENDMENT	FROM:	Terry M. Sanks, Esquire
COMPANY	USPTO	DATE	November 1, 2004
FAX NUMBER	(703) 872-9306	TOTAL NO. OF PAGES INCLUDING COVER	34
PHONE NUMBER	(866) 217-2197	SENDER'S REFERENCE NUMBER:	
RE:		YOUR REFERENCE NUMBER:	Serial No. 10/635,889

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☒ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS

Please see attached.

RECEIVED
CENTRAL FAX CENTER
NOV 01 2004

390 NORTH ORANGE AVENUE, SUITE 2500, ORLANDO, FLORIDA 32801
TELEPHONE: (407) 926-7700

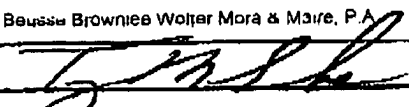
PTO/SB/21 (09-04)

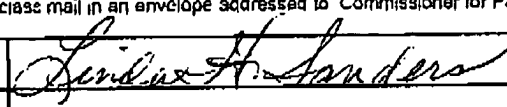
Approved for use through 07/31/2006 OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/55,869
	Filing Date	08/06/2003
	First Named Inventor	Mark Schnabler
	An Unit	3832
	Examiner Name	Szumny, Jonathan A.
Total Number of Pages in This Submission	Attorney Docket Number	10122-001

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.62 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Beusse Brownlee Wolter Mora & Maire, P.A.		
Signature			
Printed name	Terry M. Banks		
Date	11/01/2004	Reg. No.	45,069

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Signature	
Typed or printed name	Linda H. Sanders
Date	11/01/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER
NOV 01 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:

Group Art Unit: 3632

Mark Schiebler

Examiner: Jonathon A. Szumny

Serial No.: 10/635,889

Filed: 048/06/2003

Title: Multi-Use Linkage Device

RESPONSE TO RESTRICTION REQUIREMENT

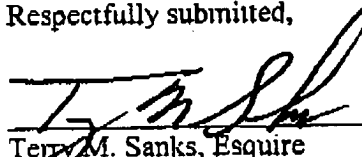
Applicant respectfully traverses the restriction requirement set forth in the Office Action dated as mailed September 30, 2004. Applicant traverses on the grounds that the Examiner has not demonstrated that examination of such distinct inventions in this Application would impose a burden on the PTO. In particular, the Examiner has failed to show either of the following: 1) that there is a separate classification of the distinct inventions; 2) that a separate field of search would be required for the distinct inventions; or 3) that such inventions have achieved a separate status in the art, even though they are classified together. Looking closely at what the Examiner has identified as the various species, it should be clear to the Examiner that many of the species identified should be grouped into a single species. For example, Species 3 could be an element in FIGS. 1, 2A, and 2B. FIG. 14 can be a part of the invention disclosed in FIGS. 1, 2A, and 2B. Likewise, FIGS. 9, 10, 11, 12, and 13 can also be a part of the invention disclosed in FIGS. 1, 2A, and 2B. Similarly FIGS. 27, 28, and 29 should be of the same species. These are just a few examples of where it should be clear that the species identified by the Examiner

should be combined. Furthermore, as presently claimed, independent claim 1, is a generic claim to all species.

For the sake of expeditiously moving forward with the prosecution of the present application and without any prejudice, applicant elects to prosecute claims associated with species 27, specifically FIG. 31. The specific claims are 1-2, 12, 13, 18, 23, 24, 28, 29, 30, 31, 32, 34, 36, 42, 43, 54, which are believed to comprise species 27 and dependent claims that are related to this species.

The Examiner is invited to call the undersigned attorney if there are any issues regarding this response that may be resolved via telephone conference.

Respectfully submitted,



Terry M. Sanks, Esquire

Reg. No. 45,069

Beusse Brownlee Wolter Mora & Maire, P.A.

390 North Orange Avenue, Suite 2500

Orlando, Florida 32801

Telephone: (407) 726-7707

Facsimile: (407) 926-7720

Email: tsanks@iplawfl.com

Certificate of Mailing

I HEREBY CERTIFY that the foregoing Response to Restriction Requirement has been furnished by facsimile to the Commissioner for Patents, Mail Stop AMENDMENT, Telephone: (407) 872-9306 this 1st day of November, 2004.



Linda H. Sanders